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PTO/SB/21 (08-03)

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**TRANSMITTAL FORM** 

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Application Number	10/656,509-Conf. #8028
Filing Date	September 5, 2003
First Named Inventor	Larry Gardner
Art Unit	N/A
Examiner Name	Not Yet Assigned
Attorney Docket Number	HO-P02638US1

ENCLOSURES (Check all that apply)						
Fee Transmittal Form	Drawing(s)	After Allowance Communication to Group				
Fee Attached	Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences				
Amendment/Reply	Petition	Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)				
After Final	Petition to Convert to a Provisional Application	Proprietary Information				
Affidavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Address	Status Letter				
Extension of Time Request	Terminal Disclaimer	X Other Enclosure(s) (please identify below):				
Express Abandonment Request	Request for Refund	6 References				
x Information Disclosure Statement	CD, Number of CD(s)					
Certified Copy of Priority Document(s)						
Response to Missing Parts/ Incomplete Application	Remarks	, -				
Response to Missing Parts under 37 CFR 1.52 or 1.53						
SIGNAT	URE OF APPLICANT, ATTORNEY, OF	RAGENT				
Firm FULBRIGHT & JAW	ORSKI L.L.P.					
or Individual name Melissa W. Acosta						
Signature /////	A					
Date January 9, 2004						

•	Transmittal
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<b>J</b>	Signature: Mattl Suercux (Annette Devereux)
Dated: January 9, 2004	Signature: (Annette Devereux)

PTO/SB/08A (10-01)
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Substitute for form 1449A/PTO			· · · · · · · · · · · · · · · · · · ·	Complete if Known		
				Application Number	10/656,509	
11	<b>VFORMATION</b>	N DI	SCLOSURE	Filing Date	September 5, 2003	
S	STATEMENT I	BY A	APPLICANT	First Named Inventor	Larry Gardner	
				Art Unit	N/A	
	(use as many sheets as necessary)			Examiner Name	Not Yet Assigned	
Sheet	1	of	1	Attorney Docket Number	HO-P02638US1	

	U.S. PATENT DOCUMENTS				
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-RE0033093	10-17-1989	Schiraldi, et al	

	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant		
	No.1	Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	Τ <sup>6</sup>	
	BA	WO-0170194-A1	09-27-2001	Warner-Lambert Company		$\top$	
	BB	WO-0018365	04-06-2000	Warner-Lambert Company			
	BC	WO-02043657	06-06-2002	WM Wrigley, Jr. Company		$\dagger \Box$	
	BD			Stewart, Douglas			

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See attached Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

		NON PATENT LITERATURE DOCUMENTS	-
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	CA	St. Jon Laboratories; "Breath Control for Dogs," www.mardel-labs.com.	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Application No. (if known): 10/656,509

Attorney Docket No.: HO-P02638US1

## **Certificate of Express Mailing Under 37 CFR 1.10**

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Dated: January 9, 2004

(Appette Devereux)

Docket No.: HO-P02638US1 (PATENT)

Confirmation No.:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re Patent Application of:

Larry Gardner et al.

Application No.: 10/656,509

3 G 4 1 5 2002

Filed: September 5, 2003 Art Unit: N/A

For: EDIBLE FILMS HAVING DISTINCT Examiner: Not Yet Assigned

REGIONS

## **INFORMATION DISCLOSURE STATEMENT (IDS)**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

A copy of each reference on the PTO/SB/08 is attached.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

Application No.: 10/656,509 Docket No.: HO-P02638US1

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-2375, under Order No. HO-P02638US1. A duplicate copy of this paper is enclosed.

Dated: January 9, 2004

Respectfully submitted,

Melissa W. Acosta

Registration No.: 45,872

FULBRIGHT & JAWORSKI L.L.P.

1301 McKinney, Suite 5100 Houston, Texas 77010-3095

(713) 651-5151

(713) 651-5246 (Fax)